

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

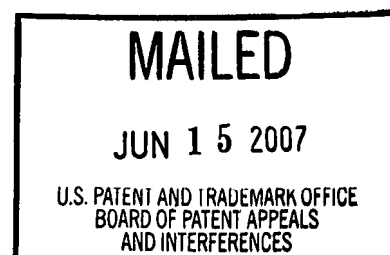
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*Ex parte* SCOTT SHAOBING CHEN,  
ALAIN CHARLES LOUIS TRITSCHLER,  
and MAHESH VISWANATHAN

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Appeal 2006-2871  
Application 09/345,238  
Technology Center 2600

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ORDER DISMISSING APPEAL

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On April 25, 2007, counsel for the Appellants filed a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114. Pursuant to the notice entitled "Request for Continued Examination Practice and Changes to Provisional Application Practice," 69 FR 49999 (Aug. 12, 2004), and the provisions of 37 C.F.R. § 1.114(d), a request for continued examination under 37 C.F.R. § 1.114 filed after appeal has been taken, but prior to a decision on the appeal, "will be treated as a request to withdraw the appeal and to reopen prosecution of the application before the examiner."

Accordingly, the appeal in this application is dismissed.

Appeal 2006-2871  
Application 09/345,238

This application is being returned to the Examiner for further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:   
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